

THE FISH AND GAME LAWS.

(Continued from sixth page.)

pose, and any person violating the provisions of this section shall be fined not more than ten dollars for each fish so taken.

Sec. 23. No person shall by any screen, obstruction or device for that purpose, obstruct any stream, or the outlet or inlet to any natural pond, or the outlet or inlet to any artificial pond on a public stream, as to prevent the free passage of fish, under a penalty of twenty dollars for each offense, and a further penalty of five dollars for each day such screen or other obstruction is continued after written notice by a fish and game commissioner or fish and game warden is given to the person who placed or caused to be placed, such screen or obstruction, requesting the removal of the same.

Sec. 24. A person who in any manner places in the waters of this State, India Goole (Goedus Indus) or other drug or poison, for the purpose of catching, killing or destroying fish, shall be fined not less than ten dollars, nor more than twenty dollars.

Sec. 25. A person who engages in the stocking of any of the waters of this State with pike (not wall-eyed pike) or pickerel, shall be punished by a fine of not less than one hundred dollars nor more than five hundred dollars, or by six months imprisonment, or both.

Sec. 26. A person found on any of the waters of this State or the shores thereof, in the possession of a net, fish-trap, spear, jack, light, gun, or other instrument or device with the intent to use the same contrary to law for the capture of fish, shall be punished by a fine not exceeding one hundred dollars, or by imprisonment not exceeding thirty days, or both.

Sec. 27. The use of pond-nets, trap-nets, seines, gill-nets, set-nets, fykes, set-lines, fishing otters or trawls, in the waters of this State is hereby prohibited, and any person who shall so use for fishing any such pond-net, trap-net, seine, gill-net, set-net, fyke, set-line, fishing otter or trawl shall be punished by a fine of one hundred dollars.

Sec. 28. Any person discovered by any of the officers authorized by section 27 in this act, so used for fishing may seize and destroy the same, or may seize and destroy any pond-nets, trap-nets, seines, gill-nets, set-nets, or fykes so discovered by the town clerk of the town where such seine, seine within forty-eight hours after such seizure, and it shall be the duty of the town clerk to forthwith destroy such net or nets so delivered to him, and upon proof to his satisfaction that such net or nets were in 1892 actually destroyed and seized by such person while placed for use in violation of the provisions of this act, and upon payment to him by the person who so delivered to him by one dollar for each net so delivered, it shall be the further duty of said town clerk to make and deliver to the person so delivering such net or nets, an affidavit attesting the delivery of a net or nets so seized, and that he has destroyed the same, which affidavit, when presented to the Auditor of Accounts, shall authorize him to draw his order on the State Treasurer in favor of the person named in said affidavit as having seized and delivered said net or nets for destruction, for ten dollars for each net so delivered and destroyed. The provisions of this act prohibiting the use of nets shall not apply to the taking of minnows in waters not inhabited by trout with nets not exceeding forty feet in length.

Sec. 29. A person who catches, kills or destroys fish in private preserves, whether they are being used or not, without the consent of the owner thereof, shall be fined five dollars for each fish so caught, killed or destroyed.

Sec. 30. A person engaged in the culture of fish in private preserves, may put up notices at convenient places on the premises prohibiting fishing on said premises. After such notice is publicly given, a person who enters upon said premises and catches fish, or fouls the water thereof with any substance injurious to the life and growth of fish, or breaks or destroys a dam, reservoir or embankment, or diverts the water, or willfully does any damage to said premises, shall be fined not more than one hundred dollars, or imprisoned not more than six months, and shall also be liable to the owner thereof for damages.

Sec. 31. No action shall be maintained against any person for crossing unenclosed land to reach public waters for the purpose of taking fish, unless actual damage has been sustained, and in all actions brought to recover damages for crossing land to reach public waters for the purpose of taking fish, the costs shall be limited to the damages recovered, if such damages do not exceed ten dollars.

Licenses.

Sec. 32. The Fish and Game Commissioners are authorized to issue licenses to persons residing in this State, to fish with seine in the waters and upon the shores of Muskegon Bay, a part of Lake Champlain, north of a line drawn from the 40th and 41st of the Albany shore, so called, the west to the Albany shore. Such license shall permit the licensee to so fish for one year from the time of its issue, and at such times as the Commissioners shall in said license designate, and said licenses shall be granted by the Fish and Game Commissioners with special reference to the Canandaigua laws on the same subject, and in a manner best suited to give residents of Vermont the same rights and privileges as all times with respect to seine fishing in Lake Champlain as are had by persons fishing with seines under the laws of the Dominion of Canada.

Sec. 33. Said Commissioners shall make such regulations in regard to fishing under license as they deem necessary, and such regulations shall be contained in the license, together with the name of the licensee, and the number of the license, and such license shall only be valid for the person, time and place named therein, and may at any time be revoked by the Commissioners who, in their discretion, may thereupon refund to the licensee a portion of the license fee proportionate to the unexpired term thereof.

Sec. 34. The fee for such license shall be established by the Commissioners upon a basis by them deemed best, shall not exceed twenty dollars, and shall be uniform throughout any calendar year.

Sec. 35. The fees for such licenses shall be turned over to the State Treasurer, who shall retain the same, subject to orders from the Auditor of Accounts, to be drawn in favor of said Commissioners, or their successors, or either of them, shall certify to the Auditor of Accounts that they, or either one, have incurred a stated expense not in excess of such license money then on deposit with the State Treasurer, in the granting of licenses as provided in this act.

Sec. 36. Any licensee capturing fish caught under a license as herein provided, shall plainly mark the box, barrel, pack or parcel containing such fish, substantially as follows:

Caught by.....of the town of.....under license No.....dated the.....day of.....1893.

And the having of fish so caught and labelled shall not be a presumptive evidence that they were caught in violation of law.

Sec. 37. All licensees shall, within thirty days after being so requested to do by the Fish and Game Commissioners, or either of them, make a report to said Commissioners of their catch, for the season next preceding, giving in as many particulars as such information respecting their catch as the Commissioners may require. Any licensee failing to comply with this provision shall be fined ten dollars.

Sec. 38. All persons fishing under licenses shall, within thirty days after the close of any fishing season, as fixed by said license, remove their nets and fishing apparatus used by virtue of such license from the lake shore, or the same shall thereafter be subject to seizure by any fish and game warden, and sale, one-half the proceeds of such sale to be retained by the warden making such seizure and one-half to be paid to the County Clerk where such seizure is made, to go to the State.

Sec. 39. Any person permitting another to fish under a license granted him, and every person fishing or attempting to fish under a license not granted to him or containing his name, and any person labeling any box, barrel, package, or parcel as provided by section thirty-six of this act not having a license, or any person selling, or offering to sell, any fish not caught under a license representing that they were caught under a license, shall be fined one hundred dollars, or be imprisoned ninety days.

Game—Quadrupeds.

Sec. 40. A person who, prior to the first day of November, one thousand nine hundred, pursues, takes or kills, within this State, a wild deer, or has in his possession a wild deer, or part thereof, so taken or killed, shall be fined one hundred dollars, and the possession of the meat or pelt or any part of a wild deer shall be presumptive evidence that the person having it in possession is guilty of a violation of the provisions of this section.

Sec. 41. If any person shall kill any cat or marten, between the first day of May and the first day of September, he shall be fined five dollars for each cat or marten so killed.

Sec. 42. A person who kills, catches or destroys a muskrat, between the first day of May and the first day of September, shall be fined five dollars for each muskrat so killed, caught or destroyed.

Sec. 43. A person who kills, catches or destroys a mink, between the first day of May and the first day of September, shall be fined five dollars for each mink so killed, caught or destroyed.

Sec. 44. A person who kills, catches or destroys a fisher, between the first day of May and the first day of September, shall be fined five dollars for each fisher so killed, caught or destroyed.

Sec. 45. A person who kills, catches or destroys a beaver, between the first day of May and the first day of September, shall be fined five dollars for each beaver so killed, caught or destroyed.

Sec. 46. A person who kills, catches or destroys a marten, between the first day of May and the first day of September, shall be fined five dollars for each marten so killed, caught or destroyed.

Sec. 47. A person who kills, catches or destroys a fisher, between the first day of May and the first day of September, shall be fined five dollars for each fisher so killed, caught or destroyed.

Sec. 48. A person who kills, catches or destroys a beaver, between the first day of May and the first day of September, shall be fined five dollars for each beaver so killed, caught or destroyed.

Sec. 49. A person who kills, catches or destroys a muskrat, between the first day of May and the first day of September, shall be fined five dollars for each muskrat so killed, caught or destroyed.

Sec. 50. A person who kills, catches or destroys a mink, between the first day of May and the first day of September, shall be fined five dollars for each mink so killed, caught or destroyed.

Sec. 51. A person who kills, catches or destroys a fisher, between the first day of May and the first day of September, shall be fined five dollars for each fisher so killed, caught or destroyed.

Sec. 52. A person who kills, catches or destroys a beaver, between the first day of May and the first day of September, shall be fined five dollars for each beaver so killed, caught or destroyed.

Sec. 53. A person who kills, catches or destroys a muskrat, between the first day of May and the first day of September, shall be fined five dollars for each muskrat so killed, caught or destroyed.

Sec. 54. A person who kills, catches or destroys a mink, between the first day of May and the first day of September, shall be fined five dollars for each mink so killed, caught or destroyed.

Sec. 55. A person who kills, catches or destroys a fisher, between the first day of May and the first day of September, shall be fined five dollars for each fisher so killed, caught or destroyed.

Sec. 56. A person who kills, catches or destroys a beaver, between the first day of May and the first day of September, shall be fined five dollars for each beaver so killed, caught or destroyed.

Sec. 57. A person who kills, catches or destroys a muskrat, between the first day of May and the first day of September, shall be fined five dollars for each muskrat so killed, caught or destroyed.

Sec. 58. A person who kills, catches or destroys a mink, between the first day of May and the first day of September, shall be fined five dollars for each mink so killed, caught or destroyed.

Sec. 59. A person who kills, catches or destroys a fisher, between the first day of May and the first day of September, shall be fined five dollars for each fisher so killed, caught or destroyed.

Sec. 60. A person who kills, catches or destroys a beaver, between the first day of May and the first day of September, shall be fined five dollars for each beaver so killed, caught or destroyed.

Sec. 61. A person who kills, catches or destroys a muskrat, between the first day of May and the first day of September, shall be fined five dollars for each muskrat so killed, caught or destroyed.

Sec. 62. A person who kills, catches or destroys a mink, between the first day of May and the first day of September, shall be fined five dollars for each mink so killed, caught or destroyed.

Sec. 63. A person who kills, catches or destroys a fisher, between the first day of May and the first day of September, shall be fined five dollars for each fisher so killed, caught or destroyed.

Sec. 64. A person who kills, catches or destroys a beaver, between the first day of May and the first day of September, shall be fined five dollars for each beaver so killed, caught or destroyed.

Sec. 65. A person who kills, catches or destroys a muskrat, between the first day of May and the first day of September, shall be fined five dollars for each muskrat so killed, caught or destroyed.

Sec. 66. A person who kills, catches or destroys a mink, between the first day of May and the first day of September, shall be fined five dollars for each mink so killed, caught or destroyed.

Sec. 67. A person who kills, catches or destroys a fisher, between the first day of May and the first day of September, shall be fined five dollars for each fisher so killed, caught or destroyed.

Sec. 68. A person who kills, catches or destroys a beaver, between the first day of May and the first day of September, shall be fined five dollars for each beaver so killed, caught or destroyed.

Sec. 69. A person who kills, catches or destroys a muskrat, between the first day of May and the first day of September, shall be fined five dollars for each muskrat so killed, caught or destroyed.

Sec. 70. A person who kills, catches or destroys a mink, between the first day of May and the first day of September, shall be fined five dollars for each mink so killed, caught or destroyed.

Sec. 71. A person who kills, catches or destroys a fisher, between the first day of May and the first day of September, shall be fined five dollars for each fisher so killed, caught or destroyed.

Sec. 72. A person who kills, catches or destroys a beaver, between the first day of May and the first day of September, shall be fined five dollars for each beaver so killed, caught or destroyed.

Sec. 73. A person who kills, catches or destroys a muskrat, between the first day of May and the first day of September, shall be fined five dollars for each muskrat so killed, caught or destroyed.

Sec. 74. A person who kills, catches or destroys a mink, between the first day of May and the first day of September, shall be fined five dollars for each mink so killed, caught or destroyed.

Sec. 75. A person who kills, catches or destroys a fisher, between the first day of May and the first day of September, shall be fined five dollars for each fisher so killed, caught or destroyed.

Sec. 76. A person who kills, catches or destroys a beaver, between the first day of May and the first day of September, shall be fined five dollars for each beaver so killed, caught or destroyed.

Sec. 77. A person who kills, catches or destroys a muskrat, between the first day of May and the first day of September, shall be fined five dollars for each muskrat so killed, caught or destroyed.

Sec. 50. When such certificate is given, the town clerk shall mark such skin by punching a hole in the left ear of such pelt sufficiently large to make such pelt capable of identification, and shall receive from the person to whom such certificate is given ten cents for each such certificate. The person receiving such certificate shall present it, together with the skin, to the town clerk, who shall pay the same. Said town clerk shall, on the first day of May in each year, present such certificate to the Auditor of Accounts, who shall draw his order on the State Treasurer for an amount equal to the bounties paid under said certificates payable to the town treasurer presenting such certificate.

Sec. 51. If the person killing any such noxious animal lives in an incorporated town or gore, he may apply to the town clerk of the next adjoining town, who shall grant said certificate as if such person was a resident of said town.

Sec. 52. If a person takes a wolf, panther, bear, lynx, or fox out of a trap, intending thereby to defraud the owner of such trap of his bounty, he shall pay to the owner of such trap, in addition to actual damages, thirty dollars for each wolf or panther, twenty dollars for each bear, ten dollars for each lynx, and three dollars for each fox so taken out, to be recovered, with costs, in an action on the case.

General Provisions.

Sec. 53. Any express company or other common carrier in this State, or any of their servants or agents, shall have in their possession for transportation any fish or game unlawfully taken or killed in this State within the close season for such fish or game, said railroad company, express company or other common carrier shall be punished by a fine not exceeding one hundred dollars for each offense; and possession of such fish or game by a railroad company, express company or other common carrier within the close season for such fish or game shall be presumptive evidence that it was taken in the State in violation of law.

Sec. 54. No person shall at any time acquire any property in fish or game, or in any animal, within the State of Vermont, or in any animal, save as herein provided, and no person shall acquire any such property, save as herein provided, within the period of the close season for such fish or game, as prescribed by the laws of this State, except as provided in the provisions of this act.

Sec. 55. Justices of the Peace and the County Court shall have concurrent jurisdiction of offenses arising under sections 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.

Sec. 51. If the person killing any such noxious animal lives in an incorporated town or gore, he may apply to the town clerk of the next adjoining town, who shall grant said certificate as if such person was a resident of said town.

Sec. 52. If a person takes a wolf, panther, bear, lynx, or fox out of a trap, intending thereby to defraud the owner of such trap of his bounty, he shall pay to the owner of such trap, in addition to actual damages, thirty dollars for each wolf or panther, twenty dollars for each bear, ten dollars for each lynx, and three dollars for each fox so taken out, to be recovered, with costs, in an action on the case.

General Provisions.

Sec. 53. Any express company or other common carrier in this State, or any of their servants or agents, shall have in their possession for transportation any fish or game unlawfully taken or killed in this State within the close season for such fish or game, said railroad company, express company or other common carrier shall be punished by a fine not exceeding one hundred dollars for each offense; and possession of such fish or game by a railroad company, express company or other common carrier within the close season for such fish or game shall be presumptive evidence that it was taken in the State in violation of law.

Sec. 54. No person shall at any time acquire any property in fish or game, or in any animal, within the State of Vermont, or in any animal, save as herein provided, and no person shall acquire any such property, save as herein provided, within the period of the close season for such fish or game, as prescribed by the laws of this State, except as provided in the provisions of this act.

Sec. 55. Justices of the Peace and the County Court shall have concurrent jurisdiction of offenses arising under sections 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97,